

**UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF PENNSYLVANIA**

ARMONI MASUD JOHNSON,	:	
Plaintiff,	:	CIVIL ACTION NO. 3:15-CV-1196
	:	(Judge Nealon)
v.	:	
	:	
JUDGE FRED PIERANTONI,	:	
<u>ET AL.</u> ,	:	
Defendants	:	

ORDER

AND NOW, THIS 16TH DAY OF JULY, 2015, for the reasons set forth in the Memorandum of this date, **IT IS HEREBY ORDERED THAT:**

1. Plaintiff's motion for leave to proceed in forma pauperis, (Doc. 2), is **GRANTED** for the sole purpose of filing the complaint in the above-captioned action;
2. Plaintiff's complaint, (Doc. 1), is **DISMISSED WITH PREJUDICE** pursuant to 28 U.S.C. § 1915(e)(2)(B)(i) as being barred by the doctrine of res judicata;
3. Any claims not barred by res judicata are **DISMISSED WITH PREJUDICE** pursuant to 28 U.S.C. § 1915(e)(2)(B)(iii);
4. Plaintiff's claims sounding in habeas corpus are **DISMISSED WITHOUT PREJUDICE**;
5. To the extent that Plaintiff is seeking to remove Commonwealth v. Johnson, CP-40-CR-002713-2011 (Luzerne Cnty. C.P. filed Nov. 15, 2011); Commonwealth v. Johnson, CP-40-CR-00117-2012 (Luzerne Cnty. C.P. filed Sept. 22, 2010); and Commonwealth v. Johnson, CP-40-CR-002553-2012 (Luzerne Cnty. C.P. filed Sept. 18, 2012), pursuant to 28 U.S.C. § 1443, Plaintiff's request is **DENIED**;

6. Any appeal from this Order will be deemed frivolous, without probable cause and not taken in good faith; and
7. The Clerk of Court is directed to **CLOSE** this case.

/s/ William J. Nealon
United States District Judge